

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**KENNY ARCHULETA and JOHN  
BOATWRIGHT, individually and on  
behalf of all others similarly situated,**

**Plaintiffs,**

**v.**

**Case No. 1:16-cv-00112-MCA-CG**

**MVCI ENERGY SERVICES, INC.,**

**Defendant.**

**STIPULATED RULE 41 MOTION TO DISMISS  
WITHOUT PREJUDICE CHARLES BOATWRIGHT**

Charles Boatwright opted-in this lawsuit; however, after review of his employment records, he does not fall within the class definition. The Parties agree to dismiss him from this action without prejudice.

Respectfully submitted,

By: /s/ Andrew W. Dunlap

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***Attorneys for Plaintiffs***

**CERTIFICATE OF SERVICE**

I certify that this document was served on all Parties via the Court's electronic filing system.

/s/ Andrew W. Dunlap  
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**CERTIFICATE OF CONFERENCE**

I certify that I conferred with Counsel for Defendant, who is in agreement with the relief sought herein.

/s/ Andrew W. Dunlap  
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